

**Proposed Substitute  
Bill No. 6814**

LCO No. 5934

**AN ACT CONCERNING DENTAL ASSISTANTS AND EXPANDED  
FUNCTION DENTAL AUXILIARY.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. Section 20-112a of the general statutes is repealed and the  
2       following is substituted in lieu thereof (*Effective October 1, 2015*):

3       (a) As used in this section:

4       (1) "Direct supervision" means a licensed dentist has authorized  
5       certain procedures to be performed on a patient by a dental assistant  
6       with such dentist remaining on-site in the dental office or treatment  
7       facility while such procedures are performed and that, prior to the  
8       patient's departure from the dental office, such dentist reviews and  
9       approves the treatment performed by the dental assistant;

10       (2) "Indirect supervision" means a licensed dentist is in the dental  
11       office or treatment facility, has personally diagnosed the condition,  
12       planned the treatment, authorized the procedures to be performed and  
13       remains in the dental office or treatment facility while the procedures  
14       are being performed by the dental assistant and evaluates the  
15       performance of the dental assistant;

16       (3) "Dental assistant" means a noncredentialed dental assistant, a  
17       credentialed dental assistant or an expanded function dental auxiliary;

18       (4) "Noncredentialed dental assistant" means a person who (A) has  
19 completed on-the-job training in dental assisting under the direct  
20 supervision, control and responsibility of an employing, licensed  
21 dentist, or (B) has successfully completed a dental assistant education  
22 program accredited by the American Dental Association's Commission  
23 on Dental Accreditation, or (C) has successfully completed a dental  
24 assistant program that is accredited or recognized by the New England  
25 Association of Schools and Colleges, and (D) has met any requirements  
26 established by the Commissioner of Public Health;

27       (5) "Credentialed dental assistant" means a person who successfully  
28 completed the Dental Assisting National Board's certified dental  
29 assistant or certified orthodontic assistant examination and maintains  
30 current certification by the Dental Assisting National Board; and

31       (6) "Expanded function dental auxiliary" means a credentialed  
32 dental assistant, dental hygienist licensed under chapter 379a, a person  
33 who has served as an expanded function dental auxiliary for a period  
34 of not less than three years in the United States armed forces or the  
35 United States Department of Health and Human Services' United  
36 States Public Health Service Commissioned Corps or Indian Health  
37 Service, or a person holding a diploma from a foreign dental school  
38 who has successfully completed (A) an expanded function dental  
39 auxiliary program at an institution of higher education that is  
40 accredited by the Commission on Dental Accreditation of the  
41 American Dental Association and that includes: (i) A curriculum with  
42 courses relating to didactic and laboratory preclinical objectives for  
43 skills used by an expanded function dental auxiliary and that requires  
44 demonstration of such skills prior to advancing to clinical practice; (ii)  
45 not less than four hours of education in the areas of law and ethics  
46 applicable to the dental profession; and (iii) a comprehensive clinical  
47 examination, and (B) a comprehensive written examination in  
48 expanded functions administered by the Dental Assisting National  
49 Board.

50       (b) A licensed dentist may delegate to dental assistants such dental

51 procedures as the dentist may deem advisable, including the taking of  
52 dental x-rays if the dental assistant can demonstrate successful  
53 completion of the dental [radiography portion of an examination  
54 prescribed] radiation health and safety examination administered by  
55 the Dental Assisting National Board and the taking of impressions of  
56 the teeth for study models and fabrication of orthodontic appliances,  
57 but such procedures shall be performed under the dentist's  
58 supervision and control and the dentist shall assume responsibility for  
59 such procedures; provided such assistants may not engage in: (1)  
60 Diagnosis for dental procedures or dental treatment; (2) the cutting or  
61 removal of any hard or soft tissue or suturing; (3) the prescribing of  
62 drugs or medications that require the written or oral order of a  
63 licensed dentist or physician; (4) the administration of local, parenteral,  
64 inhalation or general anesthetic agents in connection with any dental  
65 operative procedure; (5) the taking of any final impression of the teeth  
66 or jaws or the relationship of the teeth or jaws for the purpose of  
67 fabricating any appliance or prosthesis; (6) the placing, finishing and  
68 adjustment of [temporary or final restorations] temporary restorations  
69 and long-term individual fillings, capping materials and cement bases  
70 unless the dental assistant is an expanded function dental auxiliary;  
71 [or] (7) the practice of dental hygiene as defined in section 20-126/; or  
72 (8) coronal polishing, unless such dental assistant is an expanded  
73 function dental auxiliary and the procedure is not represented or billed  
74 as prophylaxis.

75 (c) An expanded function dental auxiliary shall: (1) Maintain dental  
76 assistant or orthodontic assistant certification by the Dental Assisting  
77 National Board or dental hygiene licensure in accordance with chapter  
78 379a; (2) conspicuously display such certificate or license in the place  
79 of employment where such expanded function dental auxiliary  
80 services are performed; (3) maintain professional liability insurance or  
81 other indemnity against liability for professional malpractice while  
82 employed in such capacity in an amount that is not less than five  
83 hundred thousand dollars for one person, per occurrence, with an  
84 aggregate liability of not less than one million five hundred thousand  
85 dollars; and (4) limit his or her practice to providing services under the

86 indirect supervision or direct supervision of a licensed dentist.

87 (d) Each dentist employing or engaging the services of an expanded  
88 function dental auxiliary shall: (1) Before hiring or otherwise engaging  
89 the services of an expanded function dental auxiliary, verify that the  
90 expanded function dental auxiliary has successfully completed the  
91 requirements for an expanded function dental auxiliary, as described  
92 in this section; (2) maintain documentation of the expanded function  
93 dental auxiliary's completion of such requirements on the premises  
94 where the expanded function dental auxiliary provides services; (3)  
95 make such documentation available to the Department of Public  
96 Health upon request; and (4) provide indirect supervision or direct  
97 supervision to not more than two expanded function dental auxiliaries  
98 who are providing services at one time or, if the dentist's practice is  
99 limited to orthodontics, provide indirect supervision or direct  
100 supervision to not more than four expanded function dental auxiliaries  
101 who are providing services at one time.

102 (e) An expanded function dental auxiliary shall be permitted to  
103 practice in settings that include, but are not limited to, (1) a public  
104 health facility, as defined in section 20-126l; and (2) a dental health  
105 professional shortage area as designated by the federal Health  
106 Resources and Services Administration.

107 (f) The Commissioner of Public Health, in consultation with the  
108 State Dental Commission, established under section 20-103a, may  
109 adopt regulations, in accordance with chapter 54, to implement the  
110 provisions of this section. Such regulations shall include, but shall not  
111 be limited to: (1) Identification of the types of procedures that may be  
112 performed by a noncredentialed dental assistant, credentialed dental  
113 assistant and an expanded function dental auxiliary; (2) identification  
114 of the appropriate number of didactic, preclinical and clinical hours or  
115 number of procedures to be evaluated for clinical competency for each  
116 skill employed by an expanded function dental auxiliary; and (3)  
117 identification of the level of supervision, including direct supervision,  
118 indirect supervision or a description of another level of supervision

119 that is required for each procedure to be performed by an expanded  
120 function dental auxiliary.

121 (g) The State Dental Commission shall publish on its Internet web  
122 site a list of the types of procedures that may be performed by a  
123 noncredentialed dental assistant, credentialed dental assistant or  
124 expanded function dental auxiliary. Said commission shall update the  
125 list not less than once every three years.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>October 1, 2015</i>	20-112a
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